



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

July 15, 1996

Mr. Michael D. Moore
Cantey & Hanger, L.L.P.
2100 Burnett Plaza
801 Cherry Street
Fort Worth, Texas 76102

OR96-1133

Dear Mr. Moore:

The Santo Water Supply Corporation ("SWSC") received a request for information pursuant to the Open Records Act (the "act"), chapter 552 of the Government Code. On behalf of SWSC, you ask whether SWSC is subject to the act. Your request was assigned ID# 100154.

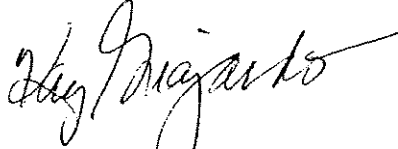
Sections 15.006, 16.002, and 17.002 of the Water Code make certain nonprofit water supply corporations which receive financial assistance from the state subject to the requirements of the act. You state that "SWSC does not and to its knowledge has never received any form of state financial assistance or public funds." Accordingly, SWSC is not subject to the act pursuant to section 15.006, 16.002 or 17.002 of the Water Code.

Nor is SWSC otherwise subject to the act as it is not within the act's definition of a governmental body. *See* Attorney General Opinion JM-596 (1986). The act only applies to entities within the definition of governmental body found at section 552.003 of the Government Code. Consequently, the act does not require the SWSC to release the requested information.

We are resolving this matter with this informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and may not be relied upon as a previous determination regarding any other records.

If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Kay Guajardo", with a long horizontal flourish extending to the right.

Kay Guajardo
Assistant Attorney General
Open Records Division

KHG/rho

Ref.: ID#100154

cc: Mrs. Helen M. King
Route 1, Box 107
Santo, Texas 76472